IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 8338 OF 2004

Shri. Pandurang R. Suryawanshi & Ors...Petitioners

Versus

Shri.Rambhau T. Darwatkar ... Respondents

None for Petitioners.

CORAM : F.I. REBELLO,J.
DATED : OCTOBER 19, 2005

P.C.

. Rule. Heard forthwith.

. When the matter is called out, none present for the Petitioners. The Petition is directed against the order dated 23.4.2004 passed by the 14th Ad hoc Addl. District Judge,Pune below Exh. 15 in Civil Appeal No. 105 of 2003 thereby rejecting application to amend the plaint in appeal which is pending. It will not be possible for this court in its extra ordinary jurisdiction to interfere with the said finding. If the Petitioners are aggrieved by the final order to be passed in appeal, it will always be open to challenge the order of rejection of amendment in the Civil appeal that may be preferred,. With above observations, petition

rejected. Rule discharged.

(F.I. REBELLO,J.)